

**Minutes of the regular meeting of the Village of Nyack Board of Trustees held at 7:30pm  
on Thursday, August 12<sup>th</sup>, 2010 at Village Hall, 9 North Broadway, Nyack NY**

Hon. Richard Kavesh presiding:

PRESENT:	Richard Kavesh	Mayor
	Doug Foster	Trustee
	Steve Knowlton	Trustee
	Louise Parker	Trustee
	Jen Laird-White	Trustee

ALSO PRESENT:	Walter Sevastian	Village Attorney (arrived 7:42pm)
	James Politi	Village Administrator
	Mary E. White	Village Clerk

**Pledge of Allegiance**

Led by Barbara Noyes

**Adoption of Minutes:**

Trustee Parker made a motion to approve minutes for regular meeting of July 22<sup>nd</sup>, 2010 as presented.

Mayor Kavesh seconded the motion and it passed unanimously.

Trustee Knowlton made a motion, seconded by Trustee Parker to approve minutes for special meeting of August 3<sup>rd</sup>, 2010 and the motion was passed with a unanimous vote.

Trustee Laird-White abstained from both votes due to absence.

**Public Comment**

***River Rowing Assoc. (P. Klose) – Hudson River Challenge/25K Race***

As a result of the pre-meeting workshop and additional discussion, Trustee Knowlton made a motion to approve the River Rowing Association's amended request for use of the Village Marina to hold their '25K Hudson River Challenge'. Approval includes use of parking lot from Friday, 9/10/2010 (4pm) to Saturday, 9/11/10 (9:30am). Motion seconded by Trustee Laird-White and approved unanimously.

***ACADA (J. Dunnigan) – Vendor fees***

Trustee Knowlton gave a 're-cap' of this week's meeting with representatives of the Chamber and ACADA regarding vendor fees. After some discussion, Trustee Knowlton moved to adopt a resolution which will:

1. Temporarily suspend enforcement of the Peddling/Hawking law for the remainder of the 2010 Street Fair season,
2. Withdraw previous charges for this year's Parking Enforcement (except set-up),
3. Going forward, any charges for Parking Enforcement will be limited to 'set-up' only,
4. Public Hearing to be scheduled for discussion of the Peddling/Hawking law.

***William Kiesel – Village life (policing, etc)***

Mr. Kiesel made a presentation to the board expressing his concern as a resident/property owner in the Village of the lack of police enforcement of a variety of issues (littering, loitering, public drinking).

Trustee Laird-White and Mayor Kavesh invited Mr. Kiesel to attend the Village's next monthly police meeting (9/14@ 3:30pm). Mayor Kavesh also proposed going with Mr. Kiesel to Orangetown to meet with the police and the Town Supervisor regarding these concerns.

**Steve Lampert** – Valet parking proposal

After discussion, no action needed.

The following persons signed up to speak during the **public comment** session:

-**Jerry Donnellan** spoke regarding the status of boater's winter storage/winterizing at the Marina, suggesting the Village offer the southside of the Marina for this. Trustee Knowlton thanked Mr. Donnellan for bringing this to the attention of the board. This matter will be deferred to a later date.

-**Cindy Wilson** also spoke on the benefit of allowing winterizing in the Marina. She asked that the board also consider 'motorized' watercraft when considering permitted uses at the Marina. She advocates for 'joint-use'.

- **Joe Devoe, Tom Chyla, Ivan Rudolph-Shabinsky, Merrill Rubin** spoke of their wish for joint-use allowances at the Marina of various type watercraft.

### **Reports to the Board**

Orangetown Police Department

*Trustee Laird-White reported on reported on Village monthly police meeting: items discussed included reinstatement of staffing, Street fairs, proposed meeting with Robert Martin (Nyack Plaza) regarding security and other various issues. The department will start logging events/calls concerning Nyack Plaza, Riviera Steakhouse, and Memorial Park.*

Village Administrator

The following issues/reports were presented to the board:

-Year to date Revenue/Expenditure report

-Cash Flow Statements (Village, Water Department).

-Administrator's report

-Financial audit results will be discussed at 8/26 pre-meeting workshop (6pm-7pm).

-Proposed parking enforcement for the Nyack Library deferred for further discussion with Parking Authority, Village Attorney, and DPW.

-Memo from Building Department on the 23 Main Street shoring project.

-Report from Department of Public Works submitted for review/discussion.

-Trustee Knowlton moved, Trustee Parker seconded motion to approve proposal from Brooker Engineering for services pertaining to the Marina Bulkhead replacement. (Cost= \$44,900 from line 214 of the Village budget). After discussion, the motion passed with the following roll call vote: YES- Mayor Kavesh, Trustees Parker, Foster, Knowlton; NO- Trustee Laird-White who suggested soliciting RFP from other firms.

Village Clerk

The Village Clerk reported on the following:

-Vendor fee update. The Village Clerk submitted a report of vendor fees collected.

- Report given to board on Tax collections

### **Public Hearing**

#### **Committee Reports**

*Public Works & Building*

Trustee Knowlton reported on the following:

-DPW facility.

-an upcoming meeting to discuss Village 'tree' evaluation meeting with the Building Inspector.

*Infrastructure*

*Economic Development*

- 'Superblock' feasibility study report .Community meeting scheduled for 9/14 to be held at the Nyack Center and "Pre-meeting" to arrange this scheduled for August 30.

### *Information Technology*

- Improvements continue.
- proposed possibility of video recording of board meetings (details are forthcoming).

### *Residential*

- Mayor Kavesh informed the board that the Housing Authority is now at full capacity.
- Trustee Laird-White informed the board of Angelo Rubino's (Nyack Seaport/Lena's) proposal to lease a piece of Village property.

### *Inter-Governmental Relations*

- Scheduled visit by Senator C. Gillibrand will be Thursday, 8/26 @ 1:15pm (Farmer's Market).

### *Parks & Recreation*

Trustee Laird-White reported on:

- “excellent work” by the Parks Commission on the Marina uses (RRA, residents, boaters, etc.)
- status of Memorial Park basketball court engineering (Brooker Engineering)

### *Budget, Finance, and Administration*

Mayor Kavesh's report included the following:

- thanks were given to the Village Administrator for his work in providing the board with report of Village's 'actual/projected spending'.
- change of date for first meeting in September will be Monday, 9/13/2010 at 7:30pm. Date changed due to observance of Rosh Hashanah (9/9/10).
- correspondences between Laura Perrotta, commending Orangetown PD, and Chief Nulty were acknowledged.

### **Old Business**

#### *Resolution-Home Rule Legislation (Birth & Death Certificates)*

#### *Sidewalk repair – 74 Sickles Avenue*

Mayor Kavesh moved to authorize repair of up to 12 ft of sidewalk damaged by the Village. Trustee Foster seconded the motion for discussion.

After discussion, Trustee Knowlton moved to amend previous motion to approve expenditure after review by Victor Overton (DPW) and James Walsh (Rock Solid Contracting). Mayor Kavesh seconded the motion and it passed unanimously.

### **Communication**

-Tr. Parker moved, Mayor Kavesh seconded motion to approve request from the Volkssport Club of West Point to hold their annual 5K and 10K walks on 9/12/10. Route will be revised as in past years due to several other events occurring in the Village on the same date. Motion passed unanimously.

-Correspondence from Dennis Lynch pertaining to alleged changes in traffic flow on New Street referred to the Village Attorney for response.

-Request from Berea Seventh Day Adventist for reimbursement of sidewalk expenses was declined with a motion by Mayor Kavesh, seconded by Trustee Foster-passed unanimously. Mayor Kavesh will inform Francis Pratt and asked the board to review the proposed 'sidewalk policy'.

- Tr. Parker moved, Tr. Knowlton seconded motion to approve request from J. Sigillo (Nyack Public Schools) to have their homecoming events on Wednesday, October 6th- (bonfire) and Friday, October 8th- (parade), 2010. This request will be referred to the Building Department regarding banner application and Fire Safety requirements. Approval is subject to receipt of the necessary insurance certificate. Motion passed by unanimous vote.

-Proposal from the Nyack Library requesting Village enforcement of their parking lot was referred to the Village Administrator.

**New Business**

**Executive Session**

**Adjournment**

There being no further business nor anyone present wishing to be heard, Trustee Laird-White moved to close the regular meeting. Trustee Foster seconded the motion and it was passed unanimously at 9:30pm.

Respectfully submitted,  
Mary E. White  
Village Clerk